

RECEIVED  
CENTRAL FAX CENTER

OCT 11 2005

**OHLANDT, GREELEY, RUGGIERO & PERLE, L.L.P.**  
**ATTORNEYS AT LAW**  
**ONE LANDMARK SQUARE, 19<sup>th</sup> FLOOR**  
**STAMFORD, CONNECTICUT 06901-2682**  
**U.S.A.**

Telephone (203) 327-4500  
Facsimile (203) 327-6401

Facsimile Cover Sheet

Attention: Mail Stop AF

Department:

Company Name: United States Patent and Trademark Office

Date: October 11, 2005

Pages: <sup>16</sup>~~15~~ (including cover sheet)

From: Ohlandt, Greeley, Ruggiero & Perle

Docket Nos.: 486.0047USU

**MESSAGE:**

Application Serial No. 10/782,379

**NOTICE OF CONFIDENTIALITY**

The information contained in and transmitted with this facsimile is:

1. **SUBJECT TO THE ATTORNEY-CLIENT-PRIVILEGE;**
2. **ATTORNEY WORK PRODUCT; OR**
3. **CONFIDENTIAL.**

It is intended only for the individual or entity designated above. You are hereby notified that any dissemination, distribution, copying, or use of or reliance upon the information contained in and transmitted with this facsimile by or to anyone other than the recipient designated above by the sender is *unauthorized and strictly prohibited*. If you have received this facsimile in error, please notify Ohlandt, Greeley, Ruggiero & Perle by telephone at (203) 327-4500 immediately. Any facsimile erroneously transmitted to you should be immediately returned to the sender by U.S. Mail, or if authorization is granted by the sender, destroyed.

To Confirm Transmission Please Call (203) 327-4500

OCT 11 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Warren et al.  
Serial No.: 10/782,379  
For: FUSION UNDERGARMENT  
Filed: February 19, 2004  
Examiner: Hale, Gloria M.  
Art Unit: 3765  
Confirmation No.: 3589  
Customer No.: 27,623

Attorney Docket No.: 486.0047USU

Mail Stop AF  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**AMENDMENT TRANSMITTAL**

We are enclosing an Amendment in response to the communication dated August 10, 2005 in the above-identified application.

Petition for extension of time pursuant to 37 C.F.R. §§ 1.136 and 1.137 is hereby made if, and to the extent, required. The fee for this extension of time is calculated to be \$0.00.

The fee for any change in number of claims has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	
Total Claims	16	Minus	18	0	x \$50.00	\$

Independent Claims	3	Minus	3	0	x \$200.00	\$
MULTIPLE DEPENDENT CLAIM FEE						x \$360.00 = \$
TOTAL FEE FOR CLAIM CHANGES						\$0.00
1/2 FILING FEE FOR SMALL ENTITY						\$N/A

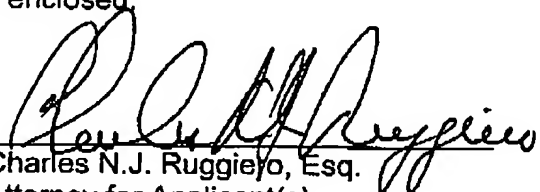
The total fee for this amendment, including claim changes and any extension of time is calculated to be \$ 0.00.

       A check in the amount of \$        is attached.

☒ The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

October 11, 2005


Date

  
Charles N.J. Ruggiero, Esq.  
Attorney for Applicant(s)  
Registration No. 28,468  
Ohlandt, Greeley, Ruggiero & Perle, L.L.P.  
One Landmark Square, 10<sup>th</sup> Floor  
Stamford, CT 06901-2682  
Telephone: (203) 327-4500  
Telefax: (203) 327-6401

#### CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE FACSIMILE NUMBER 571-273-8300, c/o MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON October 11, 2005.

Erica Dorsey  
NAME

  
SIGNATURE

10/11/2005  
DATE

OCT 11 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Warren et al.  
Serial No.: 10/782,379  
For: FUSION UNDERGARMENT  
Filed: February 19, 2004  
Examiner: Hale, Gloria M.  
Art Unit: 3765  
Confirmation No.: 3589  
Customer No.: 27,623  
Attorney Docket No.: 486.0047USU

Mail Stop AF  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**AMENDMENT TRANSMITTAL**

We are enclosing an Amendment in response to the communication dated August 10, 2005 in the above-identified application.

Petition for extension of time pursuant to 37 C.F.R. §§ 1.136 and 1.137 is hereby made if, and to the extent, required. The fee for this extension of time is calculated to be \$0.00.

The fee for any change in number of claims has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	
Total Claims	16	Minus	18	0	x \$50.00	\$

Independent Claims	3	Minus	3	0	x \$200.00	\$
MULTIPLE DEPENDENT CLAIM FEE					x \$360.00 =	\$
TOTAL FEE FOR CLAIM CHANGES						\$0.00
1/2 FILING FEE FOR SMALL ENTITY						\$N/A

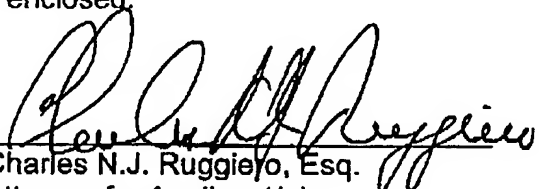
The total fee for this amendment, including claim changes and any extension of time is calculated to be \$ 0.00 .

       A check in the amount of \$        is attached.

☒ The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 01-0467. A duplicate copy of this Form is enclosed.

October 11, 2005

Date

  
 Charles N.J. Ruggiero, Esq.  
 Attorney for Applicant(s)  
 Registration No. 28,468  
 Ohlandt, Greeley, Ruggiero & Perle, L.L.P.  
 One Landmark Square, 10<sup>th</sup> Floor  
 Stamford, CT 06901-2682  
 Telephone: (203) 327-4500  
 Telefax: (203) 327-6401

### CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE FACSIMILE NUMBER 571-273-8300, c/o MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON October 11, 2005 .

Erica Dorsey  
 NAME

  
 SIGNATURE

10/11/2005  
 DATE

PAGE 06  
**RECEIVED**  
CENTRAL FAX CENTER  
OCT 11 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Warren et al.  
Serial No.: 10/782,379  
For: FUSION UNDERGARMENT  
Filed: February 19, 2004  
Examiner: Hale, Gloria M.  
Art Unit: 3765  
Confirmation No.: 3589  
Customer No.: 27,623

Attorney Docket No.: 486.0047USU

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Response to Office Action**

Dear Sir:

In response to the Office Action dated August 10, 2005, Applicants respond as follows:

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 6 of this paper.